

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ANGEL PUCHA and MARIA ALBA M.
PUCHA PAUCAR,

Plaintiffs,

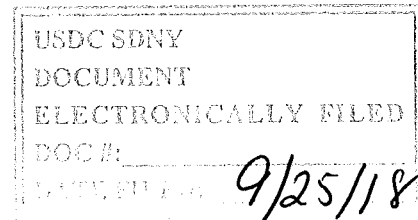
v.

NIGHT OWL CLEANING SERVICES, INC.,
NIGHT OWL II CLEANING SERVICES,
INC., ARLETE TURTURRO, jointly and
severally,

Defendants.
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ORDER

17 CV 669 (VB)



On September 24, 2018, the parties in this Fair Labor Standards Act case filed a settlement agreement (Doc. #59, Ex. A), and a joint statement explaining the basis for the agreement (Doc. #59), as required by Cheeks v. Freeport Pancake House, Inc., 796 F.3d 199 (2d Cir. 2015).

The Court has considered the following factors: (i) the parties' position as to the proper valuation of plaintiffs' claims; (ii) the risks and costs of continuing to litigate; (iii) that plaintiffs are represented by counsel; (iv) that the parties participated in the Court's mediation program; (v) that plaintiffs no longer work for defendants; (vi) that plaintiffs are receiving an amount in excess of the estimated unpaid wages claimed to be owed; and (vii) the fact that the agreement does not contain a confidentiality clause.

Based on the foregoing, the Court finds the settlement agreement is fair and reasonable, and the product of arm's-length negotiation, not fraud or collusion.

Additionally, the Court finds the attorneys' fees, which are slightly in excess of one-third of the recovered amount, to be fair and reasonable under the circumstances.

CONCLUSION

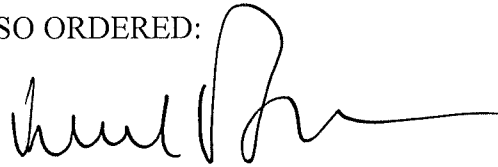
The parties' settlement agreement (Doc. #59, Ex. A) is APPROVED, and the case is DISMISSED with prejudice.

All scheduled conferences or other scheduled court appearances are cancelled.

The Clerk is instructed to close this case.

Dated: September 25, 2018
White Plains, NY

SO ORDERED:

A handwritten signature in black ink, appearing to read 'Vincent L. Briccetti', written over a horizontal line.

Vincent L. Briccetti
United States District Judge